



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

MAR 30 2016

OFFICE OF
COMPLIANCE AND ENFORCEMENT

MAR 30 2016

Reply to: OCE-101

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

NOTICE OF VIOLATION

Mr. Randy MacMillan
Operator
Snake River Farm
P.O. Box 712
Buhl, Idaho 83316

Re: Snake River Farm – Clear Springs Food, Inc.
NPDES Permit Number IDG130002

Dear Mr. MacMillan:

On behalf of the United States Environmental Protection Agency (EPA), I would like to express my appreciation for your time and cooperation during the April 29, 2015, Clean Water Act (CWA) inspection of Middle Hatchery ("Facility") by the Idaho Department of Environmental Quality (IDEQ) on behalf of EPA. The purpose of the inspection, and subsequent EPA administrative file review, was to determine the Facility's compliance with the requirements of the CWA and the National Pollution Discharge Elimination System (NPDES) general permit number IDG130002 ("Permit") for *Aquaculture Facilities in Idaho, subject to Wasteload Allocations under Selected Total Maximum Daily Loads*. The purpose of this letter is to notify you of the results of the IDEQ inspection and EPA administrative file review. At the time of the inspection, the inspector did not note any deficiencies or areas of concern.

REVIEW OF ADMINISTRATIVE FILES

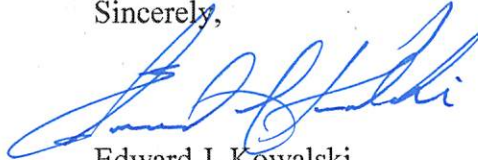
EPA reviewed the DMRs from February 2011 through March 2016 and identified effluent limitation exceedances that constitute 122 violations of the CWA, 33 U.S.C. § 1251 *et seq.* A list of these violations is enclosed (Enclosure A).

On December 21, 2015, the NPDES Electronic Reporting Rule became effective. Permittees with a DMR requirement will have one year from this date to submit DMRs through NetDMR. Additional information is enclosed (Enclosure B).

Although our goal is to ensure NPDES facilities comply fully with their permits, the ultimate responsibility rests with the permittee. As such, I want to strongly encourage you to continue your efforts to maintain full knowledge of the Permit requirements, and other appropriate statutes, and to take appropriate measures to ensure compliance. Notwithstanding your response to this letter, EPA retains all rights to pursue enforcement actions to address these and any other violations.

I have enclosed a copy of the inspection report (Enclosure B). If you have any questions concerning this matter, please do not hesitate to contact Raymond Andrews of my staff at (206) 553-4252.

Sincerely,



Edward J. Kowalski
Director

Enclosures

cc: Mr. Stephen Berry
Idaho Department of Environmental Quality
Compliance, Inspection, Enforcement Lead
stephen.berry@deq.idaho.gov

Mr. David Anderson
Idaho Department of Environmental Quality
Twin Falls Regional Office
david.anderson@deq.idaho.gov

Mr. Tom Lucas
Complex Manager
Snake River Farm – Clear Springs Food, Inc.
tom.lucas@clearsprings.com